IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

APPEAL NO.716 OF 2005
IN
SUIT NO.1815 OF 1989

J.S.Shetty and others Appellants

versus

Pukhraj Gaurishankar Vyas
and others Respondents

Mr.S.N.Deshpande for appellants.
None for respondents.

CORAM : DR.S.RADHAKRISHNAN AND
S.C.DHARMADHIKARI, JJ.
DATE : 26th September 2005

PC :

1. Heard learned counsel for the appellants and respondents. After hearing learned counsel for the appellants for some time, he seeks leave to withdraw this appeal and approach the learned Single Judge for refund of money lying with the Court Receiver. It is made clear that observations made by learned Single Judge in the impugned order dated 7th April 2005 will not come in the way of appellants while making such an application. Appeal is allowed to be withdrawn and dismissed as such.

(DR.S.RADHAKRISHNAN, J.)

(S.C.DHARMADHIKARI, J.)